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**From:** Esher, Diana [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=44BD082A59CD44FFA0D5B1C054A3E996-DESHER]  
**Sent:** 1/25/2021 1:11:31 PM  
**To:** Paul Leonard [Leonard.Paul@epa.gov]  
**Subject:** FW: Implementation of President Biden's Executive Orders

Diana Esher  
Acting Regional Administrator  
US EPA Region 3  
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**From:** Esher, Diana  
**Sent:** Sunday, January 24, 2021 8:48 PM  
**To:** Rodrigues, Cecil <rodrigues.cecil@epa.gov>; Gardner, Allison <Gardner.Allison@epa.gov>; Donna Mastro <Mastro.Donna@epa.gov>  
**Subject:** FW: Implementation of President Biden's Executive Orders

Cecil, Allison and Donna,

Dan Utech, the new Chief of Staff in the Office of the Administrator, has asked for a review of President Biden's Executive Orders (EO's) to determine relevancy to our programs by February 5<sup>th</sup>. The great majority of the issues will be identified by the National Program Managers (NPMs); however, there are actions for the regions as well. I decided to read the EO on "Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis" and found that Section 2(c)ii calls for proposing a FIP by January 2022 for a list of identified states, including Pennsylvania in response to a findings of failure to submit (*more details in EO*).

It would be very helpful if ORC could review these EOs for relevant issues, particularly those specific to Region 3 by February 2. Thank you.

Diana

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**From:** Utech, Dan <[Utech.Dan@epa.gov](mailto:Utech.Dan@epa.gov)>  
**Sent:** Saturday, January 23, 2021 7:08 PM  
**To:** Career Deputy Assistant Administrators <[Career\\_Deputy\\_Assistant\\_Administrators@epa.gov](mailto:Career_Deputy_Assistant_Administrators@epa.gov)>; Leadership\_Deputy\_Regional\_Administrators <[Leadership\\_Deputy\\_Regional\\_Administrators@epa.gov](mailto:Leadership_Deputy_Regional_Administrators@epa.gov)>; Nishida, Jane21 <[ActAdmJ21Nishida@epa.gov](mailto:ActAdmJ21Nishida@epa.gov)>; Goffman, Joseph <[Goffman.Joseph@epa.gov](mailto:Goffman.Joseph@epa.gov)>; Hoffer, Melissa <[Hoffer.Melissa@epa.gov](mailto:Hoffer.Melissa@epa.gov)>; Arroyo, Victoria <[Arroyo.Victoria@epa.gov](mailto:Arroyo.Victoria@epa.gov)>; Fox, Radhika <[Fox.Radhika@epa.gov](mailto:Fox.Radhika@epa.gov)>; Freedhoff, Michal <[Freedhoff.Michal@epa.gov](mailto:Freedhoff.Michal@epa.gov)>; Cassady, Alison <[Cassady.Alison@epa.gov](mailto:Cassady.Alison@epa.gov)>; Blythers, Dorien <[Blythers.Dorien@epa.gov](mailto:Blythers.Dorien@epa.gov)>  
**Subject:** Implementation of President Biden's Executive Orders

**TO: Current and Acting EPA Leadership**  
**FR: Dan Utech, Chief of Staff**  
**RE: Implementation of President Biden's Executive Orders**

This past week, President Biden issued a set of Executive Orders, several of which require EPA to take action with urgent deadlines. Many of you likely have already read and started developing implementation plans for the components of the orders relevant to your programs and offices. To ensure that we stay on pace agencywide to meet our obligations, I ask that each office review the following and develop a plan to meet the urgent and longer-term deadlines.

### **URGENT DEADLINES**

Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis  
This EO requires EPA to "review all existing regulations, orders, guidance documents, policies, and any other similar agency actions (agency actions) promulgated, issued, or adopted between January 20, 2017, and January 20, 2021, that are or may be inconsistent with, or present obstacles to, the policy set forth in section 1 of this order. For any such actions identified by the agencies, the heads of agencies shall, as appropriate and consistent with applicable law, consider suspending, revising, or rescinding the agency actions." **Within 30 days, EPA must submit to the Director of the Office of Management and Budget a preliminary list of any actions being considered that would be completed by December 31, 2021, and that would be subject to OMB review.** With this thirty-day deadline in mind, please note the following milestones:

#### **Internal Deadlines**

**February 5:** Programs/Offices provide draft lists to Office of Policy

**February 12:** Final lists due to Office of Policy

**February 19:** EPA List submitted to OMB

To assist in the development of lists of agency actions, the Office of Policy will distribute an initial list during the week of January 25.

#### Executive Order on Protecting the Federal Workforce and Requiring Mask-Wearing

**January 27, 2021:** Administrator must report on progress of implementation of mask mandate and COVID protocols across EPA campuses.

### **EXECUTIVE ORDERS AND MEMOS FOR REVIEW**

Please review the following and develop a plan for meeting the given deadlines and completing the tasks in your purview. Additional details on process and timelines will follow.

MEMO: Regulatory Freeze Pending Review

MEMO: Modernizing Regulatory Review

Executive Order on Protecting Public Health and the Environment and Restoring Science to Tackle the Climate Crisis

Executive Order on Revocation of Certain Executive Orders Concerning Federal Regulation

Executive Order on Advancing Racial Equity and Support for Underserved Communities Through the Federal Government

Executive Order on Organizing and Mobilizing the United States Government to Provide a Unified and Effective Response to Combat COVID-19 and to Provide United States Leadership on Global Health and Security

Executive Order on Protecting the Federal Workforce and Requiring Mask-Wearing

Executive Order on Ensuring an Equitable Pandemic Response and Recovery

Executive Order on Ensuring a Data-Driven Response to COVID-19 and Future High-Consequence Public Health Threats

Executive Order on Ethics Commitments by Executive Branch Personnel

Executive Order on Preventing and Combating Discrimination on the Basis of Gender Identity or Sexual Orientation

Executive Order on Establishing the COVID-19 Pandemic Testing Board and Ensuring a Sustainable Public Health Workforce for COVID-19 and Other Biological Threats

Executive Order on Protecting the Federal Workforce

Executive Order on Economic Relief Related to the COVID-19 Pandemic